

Halifax Board of Health
Meeting Minutes
Wednesday, June 01, 2016

On Wednesday, a meeting of the Halifax Board of Health was held at the Halifax Town hall.

Present at the meeting were:

John DeLano – Chairman
John Weber – Co-Chairman
Alan J. Dias - Clerk
Cathleen Drinan – Health Agent
Peggy Selter, Administrative Assistant

The Board of Health meeting opened at 6:30p.m

1. Disposal Works Permits:

a. Requiring Local Upgrades & Variances: (but otherwise recommended for approval):

i. 25 Lake Street: (*Collins Engineering Design*)

1. Variance from section 310 CMR 15.212 of the State Sanitary Code which requires that the minimum vertical separation from the soil underlying the soil absorption system to the high groundwater elevation shall be four (4) feet with a recorded per rate greater than two (2) minutes per inch. A variance that would allow a vertical separation reduction from the required four (4) feet to three (3) feet is required.
2. Use of a grain size distribution analysis accordance with DEP guidance policy #BRP /DWM /PeP-P00-1 to establish design loading rate.
3. Variance from section 310 CMR 15.211 of the State Sanitary Code which requires a minimum 200' setback from a tributary to a surface water supply (East Monponsett Pond) to a septic tank. A variance allowing a reduction from 200' to 65' is requested.
4. Variance from section 310 CMR 15.211 of the State Sanitary Code which requires a minimum 200' setback from a tributary to a surface water supply (East Monponsett Pond) to a SAS. A variance allowing a reduction from 200' to 57' is requested.
5. To allow a 50% reduction in leaching area, per Presby AES design manual.
 - a. Board reviewed plan with local upgrades and variances, Board cannot approve both variance from reduction to groundwater and 50% reduction, must choose one or the other. Board concluded plan should be return to design engineer for revisions.

**ii. Recommended for approval by review engineer with corrections:
(See review check list – Local Upgrade being requested)**

1. 7:30pm - 706 Old Plymouth Street: Mr. Stephen Nelson, Clearwater Recovery was in attendance.
 - a. Mr. Nelson updated the Board on the plan with waivers and local upgrades.

A Motion was made to approve with waivers and local upgrades subject to elevations & grades being added to plan.

Motion: John Weber

Second: Alan Dias

Unanimous vote on the motion

Also to be discussed with Steve Nelson (Not systems to be approved)

iii. 497 Monponsett Street - I/A System

1. Board was willing to consider allowing annual testing from twice per year to once per year with the condition that testing samples show that the system results are normal.
 - a. Steve Nelson would like to discuss this with the Board.
 - i. Mr. Nelson explained to the Board that though DEP did allow the Local Boards of Health (LBOH) to approve the reduction of two (2) annual monitoring to one (1) annual monitoring, and he feels this is for the field water sample testing and not the Operations & Maintenance (O&M) Contract Agreement. Mr. Nelson believes it is a miscommunication of sorts, and people stop reading once they read they can reduce from two (2) monitoring's to one (1) because people hear what they want to here.

Mr. Nelson commented he trusts, if you continue to read DEP's statement of LBOH approvals, the Operations & Maintenance (O&M) Agreement was not intended to be included as part of that consent and that part of the agreement should remain binding as twice (2) annually.

A Motion was made to send a letter to the homeowner(s) to continue Operations & Maintenance agreement monitoring and field water sample testing twice (2) annually with reports. Once the first clean field water sample testing is received, reviewed and approved by the Board, the field water sample testing only can reduce to once (1) annually.

Motion: John Weber

Second: Alan Dias

Unanimous vote on the motion

iv. 76 Pratt Street - Puraflo/Peat System

1. Mr. Stephen Nelson, Clearwater Recovery introduced a Puraflo/Peat System (Peat Fiber Biofilter) technology to the Board.

2. **Bring to Boards Attention:**

a. Mudfest - June 19, 2016 - (*Deadline was Thursday, May 19, 2016.*)

- i. Requesting waiver to the 30 days prior to an event application submittal policy. Allow for this event or accept application and allow for July event.

1. Jool's Fried Dough

2. Nessralla Concession's

- a. The Board discussed the request to waive the 30 days prior to an event application submittal policy and accept applications for July Mudfest event.

A Motion was made to approve the request to waive the 30 days prior to an event application submittal because the venders are known to the Health Agent and she has inspected their food service on prior occasions. John DeLano abstained from voting.

Motion: John Weber

Second: Alan Dias

Unanimous vote on the motion

b. Fieldstone Show Park - June 22-26, 2016, July 7-10, 2016, Aug 17-21, 2016 and Aug 23-27, 2016 - (*Deadline was Friday, May 20, 2016.*)

- i. Requesting waiver to the 30 days prior to an event application submittal policy. Allow for this event or accept application and allow for July event.

1. Plouf Plouf Gastronomie - French Bistro

- a. The Board discussed the request to waive the 30 days prior to an event application submittal policy and accept an application for the July Fieldstone Show Park event.

- i. No application was ever submitted by the vender, nor did the vender attend the meeting with said application.

1. The Board cannot make a motion to waive the 30 days prior to an event application submittal, without the submission of an application.

A Motion was made to deny the request to waive the 30 days prior to an event application submittal.

Motion: John Weber

Second: Alan Dias

Unanimous vote on the motion

c. 122 Holmes Street – I/A System (*Aquaworx*)

- i. Sent letter of non-compliance
 - 1. Spoke to homeowner, they will re-contract O&M contract. Their future goal is to put in new system.
 - 2. We have plans, 9A & 9B (Form 11) from 2015 that were put on hold by homeowner, he was looking for a betterment loan. Spoke to design engineer & had them fax over checklist and the plans are now out for review and will be on the 06.15.16 agenda for approval.
 - a. A Title V Inspection required to determine system status.

3. **Discussion Items:** - Agent Updated Board

- a. Hudson Street – Division of 229 - (Map 1, Lot 7A)
 - i. Larry Silva, Silva Engineering
- b. Require radon testing for well permits? Amend well regulations?
 - i. Board discussed requiring radon testing for well permits. Research shows radon testing is costly and it is difficult to precisely take the sample. Will recommend testing but not require it. Will not be necessary to amend well regulations at this time.
- c. 395 Plymouth Street Update – 60 day deadline is 06.06.16.
 - i. Condemnation process shall begin once deadline is reached.
- d. Deed Restrictions - Require before permit is issued or continue to require before COC is released?
 - i. Continue to follow current office protocol.
- e. Require as-built at time of final inspection or amend current regulation?
 - i. Continue to follow current office protocol.
- f. **Agent Report:** - Agent Updated Board
 - i. Food Establishment Complaint
 - ii. Health Promotion Programs: Norwell Visiting Nurse Association
 - iii. Hayward Street, Illegal Apartments
 - iv. 15 Spring Street/Crystal Lake Drive
 - v. Paper streets for septic systems
 - vi. Grant updates
 - vii. Algae begins
 - viii. Fish kill
- g. **Admin Report:**
 - i. Harmon Kennels: - Admin Updated Board
 - 1. Ms. Harmon & boyfriend visited BOH
 - 2. Animal Control Officer & Animal Inspector went to inspect kennel with an Officer as a 3rd party avoid confrontation.
 - a. AI stated the kennel inspection went well.
 - ii. Covenant Case: - Title V, Letter sent
 - 1. 4 First Avenue
 - 2. 22 Holmes Street
 - iii. Trench Collapse Hearing Decision: - Letter sent to Title V Inspector
 - 1. South Street

- a. Board requested letter go to MassDEP Southeast Region Main Office regarding this matter.

4. The Following to be signed:

a. Expense Account# 01-512 – FY 16-20 - Board Signed

- i. Harry B. Harding & Son, Inc. - Invoice# 56726 – 250 Animal Inspector Business Cards - \$48.50
- ii. Kathleen DeVasto-Piemonte – Invoice# 052016 – Kitchen Inspection – Lyonville Tavern - \$50.00
- iii. Kathleen DeVasto-Piemonte – Invoice# 052016 – Kitchen Inspection – Grille 58 Food Truck - \$50.00
- iv. Kathleen DeVasto-Piemonte – Invoice# 052016 – Kitchen Inspection – Kool Kup - \$50.00
- v. Kathleen DeVasto-Piemonte – Invoice# 052016 – Kitchen Inspection – Hawaii Gardens - \$50.00
- vi. Kathleen DeVasto-Piemonte – Invoice# 052016 – Kitchen Inspection – Connecting Rod’s - \$50.00
- vii. Kathleen DeVasto-Piemonte – Invoice# 052016 – Kitchen Inspection – J.J.’s Sundae Express - \$50.00

b. Expense Account# 01-512 – FY 16-21 - Board Signed

- i. Alan Dias – 05/05/16 to 05/25/16 Mileage Re-Imbursement - \$30.46

c. Revolving Account# 25-513 – FY 16-16 - Board Signed

- i. Grady Consulting – Invoice# 7626 - Plan Review – 25 Lake Street - \$85.00
- ii. Grady Consulting – Invoice# 7627 - Plan Review – 706 Old Plymouth Street - \$85.00

d. Permits: - Board Approved

- i. Fried Dough - Julie Pemberton - Mud Fest - 2016 Mobile Permit for June 19, 2016 (*If 30 day prior waiver is approved by Board tonight*)
- ii. Nessralla Concession’s – Kozhaya Nessralla - Mud Fest - 2016 Mobile Permit for June 19, 2016 (*If 30 day prior waiver is approved by Board tonight*)
- iii. French Bistro - Anik Palulian – Fieldstone Show Park - 2016 Mobile Food Permit for June 22-26, 2016 (*If 30 day prior waiver is approved by Board tonight*)
 1. Or for July 07-10, 2016, Aug 17-21, 2016 and Aug 23-27, 2016.
- iv. New England Style Snowball - Fieldstone Show Park – Beth Robinson - 2016 Mobile Food Permit for July 07-10, 2016, Aug 17-21, 2016 and Aug 23-27, 2016.
- v. Relish the Dog – Halifax in Lights – 2016 Mobile Food Permit - July 02, 2016
- vi. Christopher Podgurski – Podgurski Corp – 2016 Septage Hauler’s/Pumper’s Permit

- vii. Michael McDougal – McDougal Bros Enterprises, LLC – 2016 Septic Installer’s Permit
- viii. Gregory Morse, PE – Morse Engineering Co., INC. - 2016 Title V Inspector’s Permit

e. **Mail Folder:** - Board Read

i. **MassDEP**

- 1. Model Board of Health Regulations for Private Wells

ii. **Zoning Board of Appeals:** - Board Read

1. Notice of Public Hearing

- a. Howard Street
- b. Ridge Road
- c. 13 Lantern Lane

iii. **Planning Board:** - Board Read

- 1. 314 Plymouth Street (Map 63, Lots 31 & 6, Map 73, Lot 5:

Any comments or concerns? If so, submit by Public Hearing on June 14, 2016.

Adjournment

A Motion was made to adjourn the meeting at 8:30p.m.

Motion: John DeLano

Second: John Weber

Unanimous vote on the motion

Typed by,

Peggy Selter

Administrative Assistant

Signed By:

John DeLano – Chairman

John Weber – Co-Chairman

Alan Dias – Clerk

~You can receive an official signed copy of meeting minutes at the Board of Health Office~